IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

FRIDAY, THE 16TH MARCH 2007 / 25TH PHALGUNA 1928

WP(C).No. 30132 of 2004(K)

PETITIONER:

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1. REV.FR.BABU VARGHESE,
   VICE PRESIDENT AND PRIEST TRUSTEE,
   THE MALABAR INDEPENDENT SYRIAN CHURCH
   EDUCATIONAL SOCIETY, THOZHIYOOR,
   THRISSUR DISTRICT.

2. V.M.DEVY, LYMAN TRUSTEE CUM-TREASARER,
   THE MALABAR INDEPENDENT SYRIAN CHURCH
   EDUCATIONAL SOCIETY, THOZHIYOOR,
   THRISSUR DISTRICT.

3. A.K.KOCHUKUNJU, SECRETARY AND MEMBER,
   THE MALABAR INDEPENDENT SYRIAN CHURCH EDUCATIONAL
   SOCIETY, THOZHIYOOR, THRISSUR DISTRICT.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON
SMT.M.R.VALSA
SRI.SREEKANTH.K.R
SMT.G.GEETHISHA

RESPONDENTS:

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1. THE DEPUTY DIRECTOR OF EDUCATION,
   THRISSUR.

2. THE DISTRICT EDUCATIONAL OFFICER,
   CHAVAKKAD, THRISSUR.

3. THE ASSISTANT EDUCATIONAL OFFICER,
   THRITHALA, OTTAPALAM TALUK,
   PALAKKAD DISTRICT.

4. CYRIL MAR BASSELIOUS, MANAGER,
   MALABAR INDEPENDENT SYRIAN CHURCH EDUCATIONAL
   SOCIETY, THOZHIYOOR, THRISSUR.

5. SITHARA SIJO, RESIDING AT CHERUVATHOOR HOUSE, KATTAKAMBAL P.O., KUNNAMKULAM, THRISSUR DISTRICT.

6. SIMI.C.CHUNGATH, RESIDING AT CHERUVATHOOR HOUSE, CHATTUKULAM, ARTHAT P.O., KUNNAMKULAM, THRISSUR DISTRICT.

BY ADV. SRI.P.K.BEHANAN
SMT.NEENA VALIATH
SRI.P.V.BABY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 16/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1: TRUE COPY OF THE RULES AND REGULATIONS OF THE MALABAR INDEPENDENT SYRIAN CHURCH EDUCATION SOCIETY, THOZHIYOOR DT. NIL.

EXT.P2 : TRUE COPY OF THE FINAL ORDER PASSED IN I.A.NO.2305/04 IN O.S.NO.465/04 ON THE FILE OF THE COURT OF THE PRINCIPAL SUB JUDGE, THRISSUR DT. 30.9.2004.

EXT.P3 : TRUE COPY OF THE COMPLAINT PREFERRED BY THE PETITIONERS TO RESPONDENTS 1 TO 3 DT. 21.6.2004.

EXT.P4 : TRUE COPY OF THE PROCEEDINGS SANCTIONING MAINTENANCE GRANT FOR THE YEAR 1999-2000 DT. 2.3.2000.

EXT.P5 TRUE COPY OF THE UNANIMOUS RESOLUTION OF THE MALABAR SYRIAN CHURCH COUNCIL DT. 1.11.2004.

EXT.P6 TRUE COPY OF THE LETTER FORWARDED BY THE NEWLY ELECTED CORPORATE MANAGER TO THE DIRECTOR OF PUBLIC INSTRUCTIONS DT. 11.11.2004.

RESPONDENTS' EXHIBITS :

EXT.R4A TRUE COPY OF THE COMMON APPOINTMENT ORDER DT. 26.5.2004.

TGS

KURIAN JOSEPH, J.

W.P.(C) No.30132 of 2004

Dated 16th March, 2007.

J U D G M E N T

The prayer is for a direction to the respondents 1 to 3 to take appropriate action on the alleged illegal appointments made by the 4th respondent. Learned counsel appearing for the 4th respondent submits that in the meanwhile, the matter was considered by the Government and pursuant to the order passed by the Government, appointments made by him have been approved. Learned counsel appearing for the respondents 5 and 6 also submits that their appointments have been approved. In view of such intervening developments, in case the petitioners have still any grievance left, they may pursue the same in appropriate proceedings.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 16th March, 2007.